

08/08/01

PATENT REGISTRATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Angelo SPERANZA
Patent No. : 6,150,818
Dated : August 22, 2000
Filed : with an effective filing date of May 8, 1996
For : FOOD DISPENSING CYCLE AND MEANS
Docket : ROCKCO P32AUS

The Commissioner of Patents and Trademarks
Washington, D.C. 20231

Handwritten:
#1
Notice of
Delegation
12-21-01
JW

NOTICE OF LITIGATION

Dear Sir:

Enclosed for filing are the following papers relating to the application for a broadening re-issue of United States Patent No. 6,105,818 entitled, FOOD DISPENSING CYCLE AND MEANS, Angelo SPERANZA, inventor:

- (1) Re-issue Application Transmittal-2 pgs.;
- (2) Specification-3 pgs.; including face page of issued patent;
- (3) Formal Drawings - 2 Sheets;
- (4) Reissue Application Declaration by the Inventor -2 pgs (and 1pg copy of signed facsimile);
- (5) Reissue Application by the Assignee, Offer to Surrender Patent -1 pg (and 1pg copy of signed facsimile);
- (6) Certificate under 37 C.F.R. § 3.73(b) - 4 pgs (and 3 pgs. copy of signed facsimiles);
- (7) Copy of Recorded Assignment Document-2 pgs
- (8) Assent by Assignee for Filing of Reissue Application - 1 pg (and 1 pg copy of signed facsimile);
- (9) Check in the amount of \$435 to cover the filing fee of the Reissue Application as well as the costs of the additional claims; and
- (10) Preliminary Amendment-6 pgs.

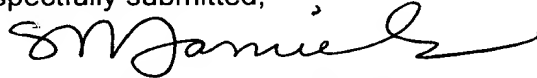
NOTICE OF LITIGATION

United States Patent No. 6,150,818 is the subject of a complaint for Patent Infringement filed on May 8, 2001 as part of Defendent Burlodge Ltd's Answer and Counterclaim in response to a Complaint for Declaration of Non-infringement filed on February 27, 2001 by Standex International Corporation, which case is currently pending in the U.S. District Court for the Middle District of Tennessee (at Nashville) as Civil Action No. 3-01-0201 (Judge Echols).

While there is concurrent litigation related to this re-issue application, the Applicants request that action in this re-issue application not be stayed and that this re-issue application be examined at this time.

All correspondence is to be directed to the Applicant's attorneys address listed below.

Respectfully submitted,



Scott A. Daniels, Reg. No. 42,462

Customer No. 020210

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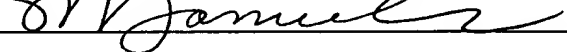
Telephone 603-624-9220

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service, with sufficient postage, as First Class Mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on August 13, 2001.

By: 

Print Name: Scott A. Daniels

8/13/01

PATENT REGISTRATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Angelo SPERANZA
Pat. No. : 6,150,818
Dated : August 22, 2000
Serial no. : 08/776,097
Filed : with an effective filing date of May 8, 1996
For : FOOD DISPENSING CYCLE AND MEANS
Group Art Unit : 3652
Examiner : Thuy V. Tran
Docket : ROCKCO P32AUS

The Commissioner of Patents and Trademarks
Washington, D.C. 20231

EXPRESS MAIL CERTIFICATE

"Express Mail" label number: **EL918841164US**

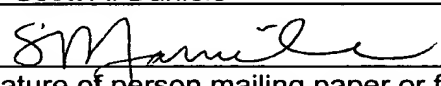
Date of Deposit: **August 13, 2001** 8/13/01

I hereby state that the following attached paper or fee:

Notice of Litigation-2 pgs.;
Postcard
Check for \$435;
Reissue Patent Application Transmittal-2 pgs.;
Specification-3 pgs.;
Drawings (Figs. 1-3)-2 pgs.;
Reissue Application Declaration by the Inventor-2 pgs.;
Reissue Application by the assignee, Offer to Surrender Patent-1 pg.;
Statement Establishing Right of Assignee to Take Action-4 pgs.;
COPY of Assignment (+Cover)-2 pgs.;
Assent by Assignee for Filing of Reissue Application 1 pg.;

are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10, on the date indicated above and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.

Scott A. Daniels


Signature of person mailing paper or fee

NOTE: *The label number need not be placed on each page. It should, however, be placed on the first page of each separate document, such as, a new application, amendment, assignment, and transmittal letter for a fee, along with the certificate of mailing by "Express Mail." Although the label number may be on checks, such a practice is not required. In order not to deface formal drawings, it is suggested that the label number be placed on the back of each formal drawing or the drawings be accompanied by a set of informal drawings on which the label number is placed.*

Please type a plus sign (+) inside this box → ☒

PTO/SB/50 (08-00)

Approved for use through 12/30/2000. OMB 0651-0033

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REISSUE PATENT APPLICATION TRANSMITTAL

Address to:

Assistant Commissioner for Patents
Box Reissue
Washington, DC 20231

Attorney Docket No.

ROCKCO P32AUS

First Named Inventor

SPERANZA, Angelo

Original Patent Number

6,105,818

Original Patent Issue Date
(Month/Day/Year)

AUG 22, 2000

Express Mail Label No.

APPLICATION FOR REISSUE OF:

(Check applicable box)



Utility Patent



Design Patent



Plant Patent

APPLICATION ELEMENTS (37 CFR 1.173)

1. ☒ Fee Transmittal Form (PTO/SB/56)
(Submit an original, and a duplicate for fee processing)
2. ☒ Applicant claims small entity status. See 37 CFR 1.27.
3. ☒ Specification and Claims in double column copy of patent format (amended, if appropriate)
4. ☒ Drawing(s) (proposed amendments, if appropriate)
5. ☒ Reissue Oath/Declaration (original or copy)
(37 C.F.R. § 1.175) (PTO/SB/51 or 52)
6. Original U.S. Patent currently assigned?
☒ Yes ☐ No
(If Yes, check applicable box(es))
7. ☒ Written Consent of all Assignees (PTO/SB/53)
8. ☒ 37 C.F.R. § 3.73(b) Statement ☒ Power of Attorney
(PTO/SB/96)

ACCOMPANYING APPLICATION PARTS

7. ☐ Statement of status/support for all changes to the claims. See 37 CFR 1.173 (c).
8. ☐ Original U.S. Patent for surrender
☐ Ribbonded Original Patent Grant
☐ Statement of Loss (PTO/SB/55)
9. ☐ Foreign Priority Claim (35 U.S.C. 119)
(if applicable)
10. ☐ Information Disclosure Statement (IDS)/PTO-1449 ☐ Copies of IDS Citations
11. ☐ English Translation of Reissue Oath/Declaration
(if applicable)
12. ☒ Preliminary Amendment
13. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
14. Other:

15. CORRESPONDENCE ADDRESS



Customer Number or Bar Code Label



PATENT & TRADEMARK OFFICE



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Signature

Date

08/13/01

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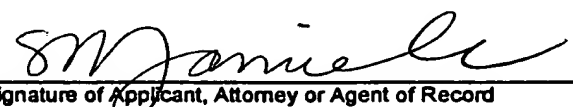
(Reissue Patent Application Transmittal (PTO/SB/50) [17-1.1]—page 1 of 1)

PTO/SB/56 (12-97)

Approved for use through 8/30/00. OMB 0651-0033

Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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REISSUE APPLICATION FEE TRANSMITTAL FORM						Docket Number (Optional) ROCKCO P32AUS		
Claims as Filed - Part 1								
Claims in Patent	For	Number Filed in Reissue Application	(3) Number Extra	Small Entity		Other than a Small Entity		
				Rate	Fee	Rate	Fee	
(A) 1	Total Claims (37 CFR 1.16(f))	(B) 1	0 =	x \$ 0 =		x \$ =		
(C) 1	Independent Claims (37 CFR 1.16(f))	(D) 1	0 =	x \$ 0 =		x \$ =		
Basic Fee (37 CFR 1.16(h))					\$ 355	\$ 355		
Total Filing Fee					\$	OR \$		
Claims as Amended - Part 2								
Total Claims (37 CFR 1.16(f))	(1) Claims Remaining After Amendment		(2) Highest Number Previously Paid For	(3) Extra Claims Present	Small Entity		Other than a Small Entity	
					Rate	Fee	Rate	Fee
20	MINUS	20	= 0	x \$ 0 =		x \$ =	0	
3	MINUS	1	= 2	x \$ 40 =	80	x \$ =	80	
Total Additional Fee					\$80	OR \$ 435		
<p>* If the entry in (D) is less than the entry in (C), Write "0" in column 3.</p> <p>** If the "Highest Number of Total Claims Previously Paid For" is less than 20, Write "20" in this space.</p> <p>*** After any cancelation of claims</p> <p>**** If "A" is greater than 20, use (B - A); if "A" is 20 or less, use (B - 20).</p> <p>***** "Highest Number of Independent Claims Previously Paid For" or Number of Independent Claims in Patent (C).</p>								
<p><input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____.</p> <p>A duplicate copy of this sheet is enclosed.</p>								
<p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees under 37 CFR 1.16 or 1.17 which may be required, or credit any overpayment to Deposit Account No. <u>04-0213</u>.</p> <p>A duplicate copy of this sheet is enclosed.</p>								
<p><input checked="" type="checkbox"/> A check in the amount of \$ <u>435.00</u> to cover the filing / additional fee is enclosed.</p>								
August 13, 2001		 Signature of Applicant, Attorney or Agent of Record						
Date		Scott A. Daniels Typed or printed name						

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